

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT ARKANSAS
FAYETTEVILLE DIVISION**

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JILL DILLARD, JESSA SEEWALD, JINGER
VUOLO, and JOY DUGGAR,

Plaintiffs,

- against -

CITY OF SPRINGDALE, ARKANSAS;
WASHINGTON COUNTY, ARKANSAS;
KATHY O'KELLEY, in her individual and
official capacities; ERNEST CATE, in his
individual and official capacities; RICK HOYT,
in his individual and official capacities; STEVE
ZEGA, in his official capacity; BAUER
PUBLISHING COMPANY, L.P.; BAUER
MAGAZINE, L.P.; BAUER MEDIA GROUP,
INC.; BAUER, INC.; HEINRICH BAUER
NORTH AMERICA, INC.; BAUER MEDIA
GROUP USA, LLC; and DOES 1-10, inclusive,

Defendants.
----- X

Civil Action No.: 17 Civ. 5089 (TLB)

**NOTICE OF MOTION TO STAY BY DEFENDANTS BAUER PUBLISHING
COMPANY, L.P.; BAUER MAGAZINE, L.P.; BAUER MEDIA SALES, INC.; BAUER,
INC.; HEINRICH BAUER NORTH AMERICA, INC.; AND
BAUER MEDIA GROUP USA, LLC**

Defendants, Bauer Publishing Company, L.P.; Bauer Magazine, L.P.; Bauer Media Sales, Inc., formerly known as Bauer Media Group, Inc.; Bauer, Inc.; Heinrich Bauer North America, Inc.; and Bauer Media Group USA, LLC (collectively, the "Bauer Defendants") by their attorneys, Davis Wright Tremaine LLP and Cross, Gunter, Witherspoon & Galchus, P.C., and for their Motion to Stay, state:

1. The Bauer Defendants request that this Court stay this proceeding pending the resolution of their dispositive motion to dismiss pursuant to the Court's broad discretion to manage and control its docket and as a means to avoid unnecessary and costly proceedings and discovery.

Alternatively, the Court may stay this proceeding and discovery pursuant to Section 507 of the Arkansas Citizen Participation in Government Act, Ark. Code Ann. §§ 16-63-501 *et seq.* (the “Anti-SLAPP statute”).

2. The Bauer Defendants request the stay include a stay of the Rule 26(f) Conference, Initial Disclosures pursuant to Fed. R. Civ. P. 26(a)(1), Rule 26(f) Report, any other action required under Fed. R. Civ. P. 26, Case Management Hearing, deadlines to amend pleadings or file third party claims, and any further scheduling order, discovery, or trial.

3. This Motion to Stay is for good cause and no prejudice will result to any party. Rather, judicial resources will be preserved and litigation costs reduced as a result of the requested stay.

4. The Bauer Defendants have filed a Brief in Support of this Motion to Stay.

WHEREFORE, the Bauer Defendants respectfully request that this Court stay any and all pre-trial proceedings in this case until such time as the Bauer Defendants’ motion to dismiss is resolved.

Dated: New York, New York
August 22, 2017

Respectfully submitted,

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Bauer, Inc.; Heinrich Bauer North America, Inc.; and
Bauer Media Group USA, LLC*

CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of August, 2017, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which shall send notification of such filing to the following:

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